

2008-04-17  
APR 17 2008  
IN OFFICE  
PATENT & TRADEMARK  
In re Application of

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Oren GLOBERMAN et al

**Serial No.:** 09/890,172

**Filed:** July 25, 2001

For: **Expandable Intervertebral Spacer**

**Examiner: Paul B. Prebilic**

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**PETITION AND FEE FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)**

Sir:

- (1) This is a petition for an extension of time to respond to the Office Action mailed December 17, 2007, for a period of one (1) month.
- (2) Applicant is a:  
X small entity                      \_\_\_ verified statement attached  
   \_\_\_ verified statement filed
- (3)
- | Extensions<br>(months)                        | Fees for<br><u>small entity</u> | Fee for other than<br><u>small entity</u> |
|---|---------------------------------|---|
| <input checked="" type="checkbox"/> one month | \$ 60.00                        | \$ 120.00                                 |
| <input type="checkbox"/> two months           | \$ 230.00                       | \$ 460.00                                 |
| <input type="checkbox"/> three months         | \$ 525.00                       | \$ 1050.00                                |
| <input type="checkbox"/> four months          | \$ 820.00                       | \$ 1640.00                                |
| <input type="checkbox"/> five months          | \$1115.00                       | \$ 2230.00                                |
- (4) An amendment X is filed herewith  
                             \_\_\_ has been filed
- (5) Please charge the extension fee and any other amount required to Deposit Account No. 50-1407. A duplicate copy of this form is enclosed.

**Respectfully submitted,**

Martin O. Mayrhuber

**Martin D. Moynihan**  
Registration No. 40,338

**Date: April 17, 2008**